IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33997 of 2006(V)

PETITIONER:

DR.K.VIMALA (RETD.SENIOR MEDICAL OFFICER AYURVEDA), KAMALA NIVAS, ATTINKUZHY, KAZHAKOOTTAM, TRIVANDRUM.

BY ADV. SRI.S.JAMES VINCENT

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, HEALTH AND FAMILY WELFARE DEPARTMENT,SECRETARIAT, THIRUVANANTHAPURAM-695001.

2. THE ACCOUNTANT GENERAL (A & E), KERALA, TRIVANDRUM-39.

3. THE DIRECTOR, INDIAN SYSTEM OF MEDICINE, AROGYA BHAVAN, M.G.ROAD, TRIVANDRUM-695 001.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J

W.P.(C)NO.33997 of 2006

Dated this the 20th day of December, 2006

JUDGMENT

The relief prayed for in this writ petition is for the grant of interest for the alleged delay in paying the terminal benefits due to the petitioner. The point raised in support of the above relief was considered and the issue settled by this Court in **V.Vijayakumaran Nair v State Bank of Travancore and others** (2005(1) KLJ 547). Since the ratio of the above decision is against the petitioner. Hence, this writ petition is dismissed without prejudice to the right of the petitioner to approach the competent civil court.

K.K.DENESAN, JUDGE

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